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24 Attorneys for Defendant
25 BIORX, LLC

26 UNITED STATES DISTRICT COURT
27 EASTERN DISTRICT OF CALIFORNIA
28

19 NUTRISHARE, INC., a California corporation,
20 Plaintiff,
21 v.
22 BIORX, LLC, an Ohio Limited Liability
23 Company,
24 Defendant.

Case No. 2:08-cv-01252-WBS-EFB

Complaint filed June 4, 2008

**STIPULATION REGARDING
SUBMISSION OF NEW EVIDENCE IN
OPPOSITION TO MOTION FOR
PRELIMINARY INJUNCTION**

DATE: August 18, 2008
TIME: 2:00 p.m.
CRTRM: 5
JUDGE: Hon. William B. Shubb

1 Plaintiff Nutrishare, Inc. ("Plaintiff") and Defendant BioRx, LLC ("Defendant"), through
2 their undersigned attorneys of record, hereby stipulate and agree that Defendant shall have leave to
3 submit the Declaration of Douglas Eric Hill attaching new evidence in support of Defendant's
4 Opposition to Plaintiff's Motion for Preliminary Injunction.

5 By this stipulation, Plaintiff only agrees to Defendant's filing of the aforementioned
6 document, and does not stipulate to the matters asserted or contained therein, and does not waive
7 any objections thereto that it may have under applicable Federal or Local Rules.

8 IT IS SO STIPULATED.

9
10 Dated: August 8, 2008

DOWNEY BRAND LLP

11 By: s/Michael J. Thomas
12 MICHAEL J. THOMAS
13 Attorneys for Plaintiff NUTRISHARE, INC.

14 Dated: August 8, 2008

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

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16 By: s/ Amy Wintersheimer Findley
17 AMY WINTERSHEIMER FINDLEY
18 Attorneys for Defendant BIO RX, LLC
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ORDER

IT IS SO ORDERED.

Dated: August 8, 2008



WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE

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